MC 1090/2007
BEFORE
THE HON’BLE MR JUSTICE D. BISWAS,
CHIEF JUSTICE(ACTG.)
THE HON’BLR MR JUSTICE B.P.KATAKEY

Heard Dr AK Saraf, learned senior counsel assisted by Ms ML Gope for the applicant as well as Mr KN Choudhury, learned senior counsel for the respondents.

2. By this application, the applicant has prayed for a direction to the Deputy Commissioner, Central Excise to accept bank guarantee to be furnished by the applicant to cover the amount as found due towards the Central Excise/CENVAT duty as well as interest thereon payable by the applicant and for consideration of their application for surrendering the Registration.

3. Upon hearing the learned counsel for both the parties and on perusal of the statements made in the application as well as the affidavit-in-opposition, we pass the following orders:

Pendency of WA No.405/2006 shall not be a bar on the part of the authority to accept the bank guarantee towards the Central Excise/CENVAT duty as well as the interest thereon to be calculated by the authority concerned and also for passing necessary orders relating to surrender of the Registration standing in the name of the applicant.

4. The Misc Case accordingly stands disposed of.